

**UNITED STATES DISTRICT COURT**  
**MIDDLE DISTRICT OF LOUISIANA**

**RED BARN MOTORS, INC.,  
DONALD B. RICHARDSON, AND  
BARBARA A. RICHARDSON**

**Plaintiffs**

**v.**

**CIVIL ACTION  
NO. 3:13-CV-00778-BAJ-RLB**

**NEXTGEAR CAPITAL, INC.,  
as successor-in-interest to DEALER  
SERVICES CORPORATION, AND  
LOUISIANA FIRST CHOICE AUTO  
AUCTION, L.L.C.**

**Defendants**

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**MOTION FOR EXTENSION OF TIME**  
**TO FILE RESPONSIVE PLEADING**

**NOW INTO COURT**, through undersigned counsel, comes Nextgear Capital, Inc. as successor-in-interest to Dealer Services Corporation (“Nextgear”), Defendant in the above captioned matter, who respectfully represents:

1.

Red Barn Motors, Inc., Donald B. Richardson and Barbara A. Richardson (collectively “Plaintiffs”), filed a Complaint against Nextgear on or about December 3, 2013.

2.

Plaintiffs served a copy of the Summons and Complaint on Nextgear via certified mail on December 26, 2013.

3.

The current time period within which to respond to the Complaint expires on January 16, 2014.

4.

Nextgear has not requested any previous extension of time in this matter and there has been no objection filed in the record by Plaintiff to our extension of time.

5.

Therefore, pursuant to Local Rule 7.6, Nextgear requests a twenty-one (21) day extension of time through February 6, 2014 to respond to the Complaint filed by Plaintiffs.

**WHEREFORE**, Nextgear Capital, Inc., as successor-in-interest to Dealer Services Corporation, prays:

1. That this Court issue an Order continuing the deadline for filing responsive pleadings to the Complaint by Red Barn Motors, Inc., Donald B. Richardson, and Barbara A. Richardson through and until the 6<sup>th</sup> day of February, 2014; and
2. For such other and further relief as may be just in the premises.

Respectfully submitted:

ADAMS AND REESE LLP

/s/Robin B. Cheatham

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*Attorneys to Nextgear Capital, Inc., as  
successor-in-interest to Dealer Services  
Corporation*

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that a copy of the Motion for Extension of Time to File Responsive Pleadings has been served upon Cassie E. Felder, Cassie Felder & Associates, L.L.C., 263 3<sup>rd</sup> Street, Suite 308, Baton Rouge, LA 70801, via the court's electronic filing system this 16<sup>th</sup> day of January 2014.

/s/Robin B. Cheatham

Robin B. Cheatham